1 DAVID L. ANDERSON (CABN 149604) United States Attorney 2 HALLIE HOFFMAN (CABN 210020) 3 Chief, Criminal Division 4 PHILIP J. KEARNEY (CABN 114978) Assistant United States Attorney 5 450 Golden Gate Ave., Box 36055 6 San Francisco, California 94102 Telephone: (415) 436-7023 Fax: (415) 436-7234 7 E-Mail: philip.kearney@usdoj.gov 8 Attorneys for United States of America 9 UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 OAKLAND DIVISION 12 13 UNITED STATES OF AMERICA. NO. CR 19-157-HSG 14 Plaintiff. STIPULATION AND ORDER TO EXCLUDE 15 TIME FROM CALCULATIONS UNDER THE v. **SPEEDY TRIAL ACT (18 U.S.C. § 3161)** 16 SANDFORD BEMI FAISON, **BETWEEN MAY 6, 2019, AND JUNE 3, 2019** 17 Defendant. 18 19 20 The defendant, Sandford Bemi Faison, represented by David Rizk, Assistant Federal Public 21 Defender, and the government, represented by Philip J. Kearney, Assistant United States Attorney, 22 appeared before the Court on May 6, 2019, for a status conference. 23 The matter was continued to June 3, 2019, for further status conference or disposition at 2:00 p.m. On May 6, 2019, the government informed the Court and counsel that a remaining tranche of 24 discovery needed to be disclosed to the defendant. Counsel for the defendant agreed to provide a two 25 terabyte hard drive for that purpose. 26 The parties agreed that time should be excluded under the Speedy Trial Act to allow the parties 27

time to review this new discovery, and to allow for the effective preparation of counsel taking into

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1	account the exercise of due diligence, pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agreed
2	that the ends of justice were served by the proposed continuance, and that taking such action outweighed the
3	best interest of the public and the defendant in a speedy trial. 18 U.S.C. 3161 (h)(7)(A).
4	SO STIPULATED:
5	DAVID A ANDERGON
6	DAVID L. ANDERSON United States Attorney
7	
8	DATED: May 6, 2019 /s/
9	Assistant United States Attorney
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11	DATED: May 6, 2019 /s/
12	DAVID RIZK
13	Attorney for Sandford Faison
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15	<u>ORDER</u>
16	Based upon the stipulation of counsel and for good cause shown, the Court finds that failing to
17	continue the matter and exclude the time between May 6, 2019 and June 3, 2019, would deny the
18	defendant the reasonable time necessary for effective preparation of counsel, taking into account the
19	exercise of due diligence, pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the
20	ends of justice served by excluding the time between May 6, 2019 and June 3, 2019, from computation
21	under the Speedy Trial Act outweighs the best interests of the public and the defendant in a speedy trial
22	Therefore, IT IS HEREBY ORDERED that time between May 6, 2019 and June 3, 2019, shall be
$\begin{bmatrix} 22 \\ 23 \end{bmatrix}$	excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(B)(iv).
23 24	
2 4 25	DATED: May 7, 2019 Haywood S. Sill.
23 26	HON. HAYWOOD S. GILLIAM JR. United States District Judge
	Office States District Judge
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